

01
02
03
04
05
06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
08 AT SEATTLE

09 UNITED STATES OF AMERICA,)
10)
11 Plaintiff,) Case No. MJ09-036
12)
13 v.)
14)
15 RICHARD SCOTT PACHECO,) DETENTION ORDER
16)
17 Defendant.)
18 _____)

19 Offense charged:

20 COUNT 1: POSSESSION WITH INTENT TO DISTRIBUTE
21 MDMA/ECSTASY, in violation of 21 U.S.C. §§ 841(a)(1) and
22 841(b)(1)(C).

23 Date of Detention Hearing: February 4, 2009

24 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
25 based upon the factual findings and statement of reasons for detention hereafter set forth,
26 finds:

27 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

28 (1) Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that
29 defendant is a flight risk and a danger to the community based on the nature of
30 the pending charges. Application of the presumption is appropriate in this
31 case.

01 (2) Defendant is unemployed, has no residence and has ongoing substance abuse
02 issues.

03 (3) There are no conditions or combination of conditions other than detention that
04 will reasonably assure the appearance of defendant as required or ensure the
05 safety of the community.

06 IT IS THEREFORE ORDERED:


07 (1) Defendant shall be detained pending trial and committed to the custody of the
08 Attorney General for confinement in a correctional facility separate, to the extent practicable,
09 from persons awaiting or serving sentences or being held in custody pending appeal;

10 (2) Defendant shall be afforded reasonable opportunity for private consultation
11 with counsel;

12 (3) On order of a court of the United States or on request of an attorney for the
13 government, the person in charge of the corrections facility in which defendant is confined
14 shall deliver the defendant to a United States Marshal for the purpose of an appearance in
15 connection with a court proceeding; and

16 (4) The Clerk shall direct copies of this Order to counsel for the United States, to
17 counsel for the defendant, to the United States Marshal, and to the United States Pretrial
18 Services Officer.

19 DATED this 4th day of February, 2009.

20 
21 JAMES P. DONOHUE
22 United States Magistrate Judge
23
24
25
26